IN THE UNITED STATES PATENT AND TRADEMARK OFFICE re Application of: Martinell et al. Group Art Unit: 1638 Serial No.: 10/029,374 Examiner: Georgia L. Helmer Filed: December 20, 2001 Atty Docket: 38-21(15347)C SOYBEAN TRANSFORMATION For: Conf. No. 4308 METHOD AMENDMENT AND REMARKS IN RESPONSE TO

FINAL OFFICE ACTION DATED JANUARY 12, 2005

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

CERTIFICATE OF MAILING 37 C.F.R. 1.8

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as First Class Mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date below:

In response to the final Office Action mailed January 12, 2005, having a shortened statutory period for response expiring April 12, 2005, Applicants submit the following Amendments and Remarks. If any fees under 37 C.F.R. §§ 1.16 to 1.21, or if any extension of time is required, Applicants request that the Commissioner grant such extensions and deduct any fees required for any reason from the Monsanto Company Deposit Account No. 13-4125.

Amendments to the claims are reflected in the claim listing provided below.